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ATTORNEYS FOR Defendants
NIXON PEABODY, LLP and
FORREST DAVID MILDER

ATTORNEYS FOR Plaintiffs
SOLARMORE MANAGEMENT
SERVICES, INC., a California corporation

(Additional counsel listed on signature page)

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

SACRAMENTO DIVISION

SOLARMORE MANAGEMENT
SERVICES, INC., a California corporation;
CARL AND BARBARA JANSEN, a married
couple,

Plaintiff,

v.

NIXON PEABODY, LLP, a New York limited
liability partnership; FORREST DAVID
MILDER, a married individual,

Defendant.

Case No. 2:20-cv-02446-JAM-DB

**JOINT STIPULATION TO EXTEND
TIME TO MEET AND CONFER AND
FILE STATUS REPORT AND ORDER**

Date Transferred: 12/10/2020

Trial Date: Not yet set

STIPULATION OF THE PARTIES

The parties, Plaintiffs Solarmore Management and Carl and Barbara Jansen (“Plaintiffs”) and Defendants Nixon Peabody and Forrest David Milder (“Defendants”), by and through their attorneys, hereby stipulate and agree as follows:

WHEREAS, removal of this matter from Los Angeles Superior Court to the Central District of California was effected on November 4, 2020;

WHEREAS, on November 20, 2020, Defendants filed their motion to transfer venue to the Eastern District of California pursuant to 28 U.S.C. § 1404 (*see* ECF No. 20);

WHEREAS, on December 8, 2020, Judge Christina A. Snyder in the Central District of California granted Defendants’ non-opposed motion to transfer venue (*see* ECF No. 25);

WHEREAS, on December 10, 2020, the case was transferred to the Eastern District of California (*see* ECF No. 26);

WHEREAS, on December 17, 2020, the Court ordered that this action was related to thirteen other actions pending in the Eastern District and assigned this action to Judge John A. Mendez (*see* ECF No. 30);

WHEREAS, Plaintiffs’ current counsel will be withdrawing and Plaintiffs plan to substitute new counsel;

WHEREAS, the Court has vacated all upcoming deadlines for this action, including the deadline for Defendants’ answer or responsive pleading, which was previously set for February 8, 2021;

WHEREAS, to accommodate the substitution of new counsel, the parties previously stipulated to extend the deadline for the Fed. R. Civ. P. 26(f) conference and the subsequent status report to 120 days from the entry of the Court’s order granting the stipulation or 30 days after the Court rules on Defendants’ Motion to Dismiss, whichever occurs sooner (*see* ECF No. 34);

WHEREAS, on December 23, 2020, based upon the parties’ stipulation, the Court extended the deadline for the Fed. R. Civ. P. 26(f) conference and the subsequent status report to 120 days from the entry of the Court’s order or 30 days after the Court rules on Defendants’ Motion to Dismiss, whichever occurs sooner (*see* ECF No. 35);

WHEREAS, the Court's December 23, 2020 Order would require the parties to conduct the Rule 26(f) conference on or before April 22, 2021;

WHEREAS, Plaintiffs are working on the substitution of new counsel but do not expect such substitution to be completed until April or May, 2021;

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned parties through their respective counsel, and subject to the approval of the Court, that the deadline for the Fed. R. Civ. P. 26(f) conference and the subsequent status report be extended to 120 days from the entry of the Court's order granting this stipulation or 30 days after the Court rules on the Defendants' Motion to Dismiss, whichever occurs sooner.

Dated: March 11, 2021

KEKER, VAN NEST & PETERS LLP

By: /s/ Eric H. MacMichael

ELLIOT R. PETERS
ERIC H. MACMICHAEL
BAILEY W. HEAPS

Attorneys for Defendants
NIXON PEABODY, LLP and
FORREST DAVID MILDER

Dated: March 11, 2021

KING, HOLMES, PATERNO &
SORIANO, LLP

By: /s/ John G. Snow

JOHN G. SNOW

John G. Snow (280790)
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Ross P. Meyer
WILENCHIK & BARTNESS, APC
(Lead counsel)

Attorneys for Plaintiffs
SOLARMORE MANAGEMENT
SERVICES, INC., A CALIFORNIA
CORPORATION

ORDER

Based upon the stipulation of the Parties, the moving papers, and for good cause shown, the Court extends the deadline for the Fed. R. Civ. P. 26(f) conference and the subsequent status report to 120 days from the entry of this order or 30 days after the Court rules on the Defendants' Motion to Dismiss, whichever occurs sooner.

IT IS SO ORDERED.

Dated: March 11, 2021

/s/ John A. Mendez

THE HONORABLE JOHN A. MENDEZ
UNITED STATES DISTRICT COURT JUDGE